

## GOVERNMENT OF ANDHRA PRADESH ABSTRACT

PRIVATE ORIENTAL COLLEGES – Sri Syed Baba Moinuddin Quadri, Lecturer in Urdu, Oriental Urdu College, Himayatnagar, Hyderabad – Allowing Notional seniority for the period from 22-09-1997 to 14-06-1998 and for promotion as Principal notionally with consequential benefits - Permission Accorded – Orders – Issued.

- 1) Representation from Sri Syed Baba Moinuddin Quadri, Lecturer in Urdu in Oriental Urdu College, Himayatnagar, Hyderabad, dated:06-08-2012
- 2) Govt., Memo.No.10401/CE-II72/2012, dated:16-08-2012
- 3) From the CCE Lr.No.102/Admn.V-1/2012, dated:06-10-2012

## ORDER:-

In the representation 1<sup>st</sup> read above Sri Syed Baba Moinuddin Quadri, Lecturer in Urdu, Oriental Urdu College, Himayatnagar, Hyderabad while explaining the circumstances has finally represented to the Government that aggrieved with the Proceedings issued by the Commissioner of Collegiate Education in Rc.No.102/Admn-v-1/2012, dated:27-06-2012 rejecting his claim of notional seniority and requested to consider his request and approval of his selection as Lecturer in Urdu with effect from 22-09-1997 and treating the period from 22-09-1997 to 14-06-1998 for notional seniority so as to protect his seniority and promotion as Principal in Oriental Urdu College, Himayathnagar, Hyderabad and issue necessary orders in the matter.

The CCE in her letter 3<sup>rd</sup> read above, while explaining the circumstances of the case has reported that Sri Syed Baba Moinuddin Quadri has filed W.P.No.10400/2012 in the Hon'ble High Court with a prayer to consider his representation dated:07-02-2012 pending the said WP and pass necessary orders in the matter. The Hon'ble High Court in its Order dated: 13-04-2012 in W.P.M.P.No.13149/2012 in WP.No.10400/2012 among other things held that:-

## **ORDER:**

Heard both sides.

"In the circumstances, the respondents are directed to consider the representation of the petitioner dated:07-02-2012, as early as possible preferably with a period of four weeks from the date of receipt of a copy of this order".

The Commissioner of Collegiate Education, A.P., Hyderabad has further stated that the Government in G.O.Rt.No.78, Education, dated:15-03-1996 while issuing certain guidelines for admission of certain teaching and non-teaching staff into Grant-in-Aid has stated that the persons can be admitted to aid from the date of issue of the Government Orders (i.e., with prospective effect only).

Sri Baba Moinuddin Quadri in his representation dated:07-02-2012 has requested to approve his selection as Lecturer in Urdu w.e.f.22-09-1997 treating the period from 22-09-1997 to 14-06-1998 as notional seniority to protect his seniority for his promotion.

Further with regard to the orders of the Hon'ble High Court, the representation of Sri Syed Baba Moinuddin Quadri dated:07-02-2012 has been examined and he has been informed vide Procs.Rc.No.102/Admn.V-1/2012, dated:27-06-2012 that his request to treat the period from 22-09-1997 to 14-06-1998 as notional seniority is not feasible of compliance and has to be rejected in terms of G.O.Rt.No.78, Education, dated: 15-03-1996. But, it is clear that the exclusion of the name of the petitioner from the original Procs.dated:22-09-1997 was a clear mistake committed in the Commissionarate. Since, notional seniority can only be given by the Government and his request may be considered.

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The Commissioner of Collegiate Education, A.P., Hyderabad has requested the Government to issue necessary orders at an early date.

After careful examination of the matter and keeping in view of the orders of the Hon'ble High Court as referred to above, it is observed that as it is a clear case that the exclusion of the name of the Petitioner i.e., Sri Syed Baba Moinuddin Quadri from the original Proceedings of the Commissioner of Collegiate Education vide RC No.1862/PC.II-4/1997, dated:22-09-1997 was a clear mistake committed in the Commissionarate of College Education as reported by the Commissioner for consideration of the request of the petitioner. As such the petitioner i.e., Sri Syed Baba Moinuddin Quadri is eligible for notional seniority and protection of his seniority w.e.f.22-09-1997 notionally and for promotion as Principal in Oriental Urdu College, Himayathnagar, Hyderabad.

Accordingly, the Government hereby permit the Commissioner of Collegiate Education, A.P., Hyderabad to comply with the orders of the Hon'ble High Court as referred to above for his selection as Lecturer in Urdu w.e.f. 22-09-1997 and treating the period from 22-09-1997 to 14-06-1998 as notional seniority and protect his seniority w.e.f. 22-09-1997 notionally and to promote him as Principal in Oriental Urdu College, Himayathnagar, Hyderabad with consequential benefits etc., as he is eligible.

The Commissioner of Collegiate Education, A.P., Hyderabad shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.G. GOPAL  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Commissioner of Collegiate Education, A.P., Hyderabad

Copy to:-

Sri Syed Baba Moinuddin Quadri, Lecturer in Urdu in Oriental Urdu College,  
Himayatnagar, Hyderabad through Commissioner of Collegiate Education,  
A.P., Hyderabad

The P.S to Deputy Chief Minister

The P.S. to Principal Secretary. (HE)

SF/SCs.

//FORWARDED BY ORDER//

SECTION OFFICER